

AMENDMENT NO. _____ Calendar No. _____

Purpose: To prohibit the recruitment of persons to participate in terrorism.

IN THE SENATE OF THE UNITED STATES—110th Cong., 1st Sess.

S. 4

To make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. CORNYN

Viz:

1 On page 389, after line 13, add the following:

2 **SEC. 15 ____ . RECRUITMENT OF PERSONS TO PARTICIPATE**
3 **IN TERRORISM.**

4 (a) IN GENERAL.—Chapter 113B of title 18, United
5 States Code, is amended by inserting after section 2332b
6 the following:

7 **“§ 2332c. Recruitment of persons to participate in ter-**
8 **rorism.**

9 “(a) OFFENSES.—

1 “(1) IN GENERAL.—It shall be unlawful to em-
2 ploy, solicit, induce, command, or cause another per-
3 son to commit an act of domestic terrorism or inter-
4 national terrorism or a Federal crime of terrorism,
5 with the intent that the person commit such act or
6 crime of terrorism

7 “(2) ATTEMPT AND CONSPIRACY.—It shall be
8 unlawful to attempt or conspire to commit an of-
9 fense under paragraph (1).

10 “(b) PENALTIES.—Any person who violates sub-
11 section (a)—

12 “(1) in the case of an attempt or conspiracy,
13 shall be fined under this title, imprisoned not more
14 than 10 years, or both;

15 “(2) if death of an individual results, shall be
16 fined under this title, punished by death or impris-
17 oned for any term of years or for life, or both;

18 “(3) if serious bodily injury to any individual
19 results, shall be fined under this title, imprisoned
20 not less than 10 years nor more than 25 years, or
21 both; and

22 “(4) in any other case, shall be fined under this
23 title, imprisoned not more than 10 years, or both.

24 “(c) RULE OF CONSTRUCTION.—Nothing in this sec-
25 tion shall be construed or applied so as to abridge the ex-

1 exercise of rights guaranteed under the first amendment to
2 the Constitution of the United States.

3 “(d) LACK OF CONSUMMATED TERRORIST ACT NOT
4 A DEFENSE.—It is not a defense under this section that
5 the act of domestic terrorism or international terrorism
6 or Federal crime of terrorism that is the object of the em-
7 ployment, solicitation, inducement, commanding, or caus-
8 ing has not been done.

9 “(e) DEFINITIONS.—In this section—

10 “(1) the term ‘Federal crime of terrorism’ has
11 the meaning given that term in section 2332b of this
12 title; and

13 “(2) the term ‘serious bodily injury’ has the
14 meaning given that term in section 1365 of this
15 title.”.

16 (b) TECHNICAL AND CONFORMING AMENDMENTS.—
17 The table of sections at the beginning of chapter 113B
18 of title 18, United States Code, is amended—

19 (1) by inserting after section 2332b the fol-
20 lowing:

“2332c. Recruitment of persons to participate in terrorism.”; and

21 (2) by adding at the end the following:

“2339D. Receiving military type training from a foreign terrorist organization.”.